

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: West Virginia

SPOUSAL IMPOVERISHMENT--UNDUE HARDSHIP

Section 1924 Provisions

- A. Income and resource eligibility policies used to determine eligibility for institutionalized individuals who have spouses living in the community are consistent with Section 1924.
- B. In the determination of resource eligibility the State resource standard is \$12,516.
- C. An institutionalized spouse who (or whose spouse) has excess resources shall not be found ineligible under title XIX of the Social Security Act, per Section 1924(c)(3)(C), where the state determines that denial of eligibility on the basis of having excess resources would work an undue hardship.
- D. The resource standards and the maximum community spousal maintenance allowance will be adjusted annually consistent with 1924(f) and (g) of the Act.

1 No. 90-8
Supersedes
1 No. 88-08

Approval Date DEC 05 1991

Effective Date 7/1/90

HCFA ID: 4093E/0002P